

AN ORDINANCE **97928**

AUTHORIZING PARTICIPATION IN A SUPPLEMENTAL ENVIRONMENTAL PROJECT AGREEMENT WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY AND ACCEPTANCE OF \$8,562.00 FOR THE RIVER WALK PUMP CONSERVATION PROJECT; AND ESTABLISHING A PROJECT BUDGET FOR ASSOCIATED SALARY AND MATERIALS EXPENSES.

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WHEREAS, the Texas Commission on Environmental Quality (TCEQ) has implemented a program in which it may consider to allow a respondent in an administrative enforcement matter to contribute to supplemental environmental projects that are approved by the Commission; and

WHEREAS, in this case, BFI Waste Systems of North America, Inc. was found in violation of a TCEQ regulation and as part of a settlement with TCEQ has voluntarily contributed funds that will be utilized in a supplemental environmental project (SEP); and

WHEREAS, TCEQ and the Parks and Recreation Department developed a SEP that will utilize the funds to convert eight water pumps along the San Antonio River Walk from gasoline to EPA certified low-emission natural gas engines; and

WHEREAS, SEP monies will be used for the labor and materials necessary to convert the pumps to natural gas, which will be accomplished in-house by the River Operations mechanical staff; and

WHEREAS, the project will improve air quality by reducing carbon monoxide emissions and will also reduce the chances that fuel will spill into the San Antonio River; and

WHEREAS, it is now necessary to approve the agreement with TCEQ, accept the funds and establish a project budget; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

Section 1. The City Manager or her designee is hereby authorized to execute the Supplemental Environmental Project Agreement with the Texas Commission on Environmental Quality for \$8,562.00 in funding for a supplemental environmental project (SEP) to complete the River Walk Pump Conservation Project. A copy of said agreement in substantially correct form is affixed hereto and incorporated herein for all purposes as Attachment I.

Section 2. Fund 26-008029, entitled Supplemental Environmental Project (SEP) has been previously designated to account for project activities and the budget schedule affixed hereto and incorporated for all purposes as Attachment I is hereby authorized for entry on the City's books.

Section 3. The amount of \$8,562.00 in TCEQ SEP program funds is hereby authorized to be appropriated in Fund 26-008029 as set out in Attachment I.

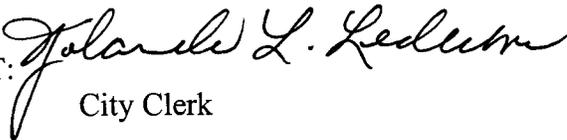
Section 4. This ordinance will become effective on the tenth (10th) day after passage hereof.

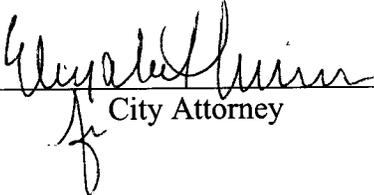
PASSED AND APPROVED this 7th day of August, 2003.



M A Y O R

EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney